IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3563 OF 2004

IN

SUIT NO.3341 OF 1992

Vidhyadhar Gopal Soman. ... Plaintiff.

vs.

1. Maharashtra Housing and Area Development Authority and others. .... Defendants.

Mrs. P.U.Badadore, for Plaintiff.

Mr.P.G.Sawant, for Defendants.

CORAM: D.K.DESHMUKH,J.

DATED: 1st December, 2005

P.C.:-

1. This is a notice of motion taken out by the plaintiff for restoration

of the suit. Really speaking the reason given for remaining absent before the Court when the suit was called for hearing cannot be termed as sufficient cause shown by the plaintiff. In view of the willingness of the plaintiff to pay substantial cost to the defendants in my opinion, it

would be in the interest of justice to restore the suit. The notice of motion is granted in terms of prayer clause (a) subject to condition that within a period of four weeks from today, the plaintiff pays to the defendants as and by way of costs of this notice of motion Rs.10,000/-. The notice of motion is disposed of.